

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

**SECURITIES AND EXCHANGE
COMMISSION,**

Plaintiff,

v.

**SPONGETECH DELIVERY SYSTEMS,
INC., RM ENTERPRISES
INTERNATIONAL, INC., STEVEN Y.
MOSKOWITZ, MICHAEL E. METTER,
GEORGE SPERANZA, JOEL PENSLEY,
and JACK HALPERIN,**

Defendants.

**Civil Action No. 10-CV-2031 (DLI)
(JMA)**

**AFFIDAVIT OF MICHAEL E.
METTER**

Michael E. Matter hereby certifies and affirms under penalty of perjury as follows:

1. I am a named Defendant in the above-captioned action. I submit this Affidavit as required by the Court's Opinion and Order dated March 14, 2011.

2. I currently hold no money, property, or assets, directly or indirectly, of Spongetech Delivery Systems, Inc.

3. I never received any monetary compensation from Spongetech Delivery Systems, Inc. I did receive an expense reimbursement check in the amount of approximately \$2000 in relation to travel to an automobile show in November 2009.

4. Prior to 2007, I received approximately 7,000,000 shares of stock from Spongetech Delivery Systems, Inc., in lieu of compensation.¹ During the time period from

¹ I am unable to verify the precise number of shares received because I no longer have any of the stock certificates due to their seizure by the FBI.

January 2007 to the present, I received no stock from Spongetech Delivery Systems, Inc.

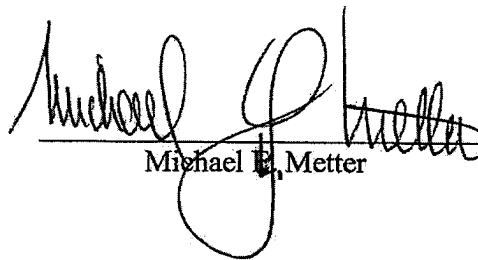
Receipt of Class B shares was authorized during that time but the stock was never issued.

5. In April and May 2007, I sold a total of 50,000 shares of Spongetech Delivery Systems, Inc., for a total of \$9,144.84.

6. In early 2007, the firm of D.L. Investments, Inc., which is owned by my wife, sold Spongetech Delivery Systems, Inc. stock (which it had received in approximately 2001-2004 in exchange for services rendered) for a total of approximately \$80,000. Subsequently, D.L. Investments, Inc. purchased 2,000,000 shares of Spongetech Delivery Systems, Inc. on the open market for approximately \$27,000. D.L. Investments, Inc. still holds those shares.

I hereby certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

Dated: March 29, 2011



Michael E. Metter